

## REMARKS

**[0010]** Applicant respectfully requests reconsideration and allowance of all of the claims of the application. The status of the claims is as follows:

- Claims 1, 3, 5-22 and 33 are currently pending;
- Claims 4 and 23-32 are canceled herein; and
- Claims 1, 6, 8, 12, and 15-23 are amended herein.

**[0011]** On page 2 the Office Action dated 9/3/2009, the Office indicated that claims 4, 10, 17-18 and 25-26 are objected to as being dependent from a rejected base claim, but would be allowable if rewritten in independent form. Independent claims 1, 8 and 15 are amended to include subject matter from allowable claim 4. Applicant respectfully asserts that all pending claims are now in condition for allowance.

### Claims 8-14 are Patentable Subject Matter.

**[0012]** The Office rejects claims 8-14 as allegedly being directed to non-statutory subject matter under 35 U.S.C. § 101. Claims 8-14 are amended herein to recite "a processor coupled to a memory" where the memory is "configured with instructions" to perform certain acts. Applicant asserts that claims 8-14, as amended, satisfy the 101 requirement and are therefore patentable. If the Office has any further questions or concerns in this regard, Applicant urges the Office to contact Applicant's representative by telephone to quickly resolve any issues in this regard.

## Conclusion

[0013] The Applicant submits that all pending claims are in condition for allowance. The Applicant respectfully requests reconsideration and prompt issuance of the application. If any issues remain that prevent issuance of this application, the Office is urged to contact the undersigned representative for the Applicant before issuing a subsequent Action.

Respectfully Submitted,

Lee & Hayes, PLLC  
Representatives for Applicant

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